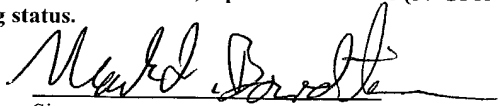


JC20 Rec'd PCT/PTO 01 APR 2002

FORM PTO-1390		U.S. Department of Commerce Patent and Trademark Office	Attorney's Docket No. 2577-138
<b>TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371</b>			U.S. Application No. (if known, see 37 CFR 1.5) <b>10/089543</b>
INTERNATIONAL APPLICATION NO. PCT/SG00/00111	INTERNATIONAL FILING DATE August 1, 2000	PRIORITY DATE CLAIMED	
<b>TITLE OF INVENTION</b> ISOLATION AND CHARACTERIZATION OF A FIBER-SPECIFIC $\beta$ -TUBULIN PROMOTER FROM COTTON			
<b>APPLICANT(S) FOR DO/EO/US</b> Lin CAI, Xuebao LI, Ninghui CHENG and Jian-Wei LIU			
Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:			
1. <input checked="" type="checkbox"/> This is a <b>FIRST</b> submission of items concerning a filing under 35 U.S.C. 371 2. <input type="checkbox"/> This is a <b>SECOND</b> or <b>SUBSEQUENT</b> submission of items concerning a filing under 35 U.S.C. 371. 3. <input type="checkbox"/> This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below. 4. <input type="checkbox"/> The US has been elected by the expiration of 19 months from the priority date (Article 31). 5. <input checked="" type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371(c)(2)) a. <input checked="" type="checkbox"/> is attached hereto (required only if not communicated by the International Bureau). b. <input checked="" type="checkbox"/> has been communicated by the International Bureau. c. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US) 6. <input type="checkbox"/> An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)). a. <input type="checkbox"/> is attached hereto. b. <input type="checkbox"/> has been previously submitted under 35 U.S.C. 154(d)(4). 7. <input checked="" type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3)) a. <input type="checkbox"/> are attached hereto (required only if not communicated by the International Bureau). b. <input type="checkbox"/> have been communicated by the International Bureau. c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired. d. <input checked="" type="checkbox"/> have not been made and will not be made. 8. <input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)). 9. <input type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)). 10. <input type="checkbox"/> An English language translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).			
<b>ITEMS 11. TO 20. below concern other document(s) or information included:</b>			
11. <input type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98. 12. <input type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included. 13. <input type="checkbox"/> A <b>FIRST</b> preliminary amendment. 14. <input type="checkbox"/> A <b>SECOND</b> or <b>SUBSEQUENT</b> preliminary amendment. 15. <input type="checkbox"/> A substitute specification. 16. <input type="checkbox"/> A change of power of attorney and/or address letter. 17. <input type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 35 U.S.C. 1.821-1.825 18. <input type="checkbox"/> A copy of the published international application. 19. <input type="checkbox"/> A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4). 20. <input checked="" type="checkbox"/> Other items or information: 3 Drawing Sheets; Application Data Sheet; Sequence Listing (paper copy); International Search Report			

U.S. APPLICATION NO. (if known) <b>10/089543</b>		INTERNATIONAL APPLICATION NO. PCT/SG00/00111		ATTORNEY DOCKET NO. 2577-138	
21. <input checked="" type="checkbox"/> The following fees are submitted: <b>Basic National Fee (37 CFR 1.492)(a)(1)-(5):</b> Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO and International Search Report Not Prepared by EPO or JPO. .... \$ 1,040.00 International preliminary examination fee (37 CFR 1.482) not paid to USPTO but International Search Report has been prepared by the EPO or JPO ..... \$ 890.00 International preliminary examination fee (37 CFR 1.482) not paid to USPTO but international search fee (37 CFR 1.445(a)(2)) paid to USPTO ..... \$ 740.00 International preliminary examination fee (37 CFR 1.482) paid to USPTO but claims did not satisfy provisions of PCT Article 33(1)-(4) ..... \$ 710.00 International preliminary examination fee (37 CFR 1.482) paid to USPTO and all claims satisfied provisions of PCT Article 33(1)-(4) ..... \$ 100.00  <div style="text-align: right;">ENTER APPROPRIATE BASIC FEE AMOUNT =</div>				<div style="border-bottom: 1px solid black; padding-bottom: 5px;"> <b>CALCULATIONS</b> </div> <div style="border-bottom: 1px solid black; padding-bottom: 5px;"> <b>PTO USE ONLY</b> </div>	
Surcharge of \$130.00 for furnishing the oath or declaration later than [ ] 20 [ ] 30 months from the earliest claimed priority date (37 CFR 1.492(e)).				<div style="border-bottom: 1px solid black; padding-bottom: 5px;">\$</div>	
Claims	Number Filed	Number Extra	Rate		
Total Claims	3 - 20 =		X \$18.00	\$	
Independent Claims	3 - 3 =		X \$84.00	\$	
Multiple dependent claim(s) (if applicable)			+ \$280.00	\$	
<b>TOTAL OF ABOVE CALCULATIONS =</b>				\$ 890.00	
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2.				\$	
<b>SUBTOTAL =</b>				\$ 890.00	
Processing fee of \$130.00 for furnishing the English translation later than [ ] 20 [ ] 30 months from the earliest claimed priority date (37 CFR 1.492(f)).				\$	
<b>TOTAL NATIONAL FEE =</b>				\$ 890.00	
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property				\$	
<b>TOTAL FEES ENCLOSED =</b>				\$ 890.00	
				Amount to be refunded	\$
				charged	\$
a. <input checked="" type="checkbox"/> A check in the amount of \$890.00 to cover the above fees is enclosed. b. <input type="checkbox"/> Please charge my Deposit Account No. 02-2135 in the amount of \$ to cover the above fees. A duplicate copy of this sheet is enclosed. c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 02-2135. A duplicate copy of this sheet is enclosed. <b>NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a)          or (b)) must be filed and granted to restore the application to pending status.</b>					
SEND ALL CORRESPONDENCE TO:  <div style="display: flex; justify-content: space-between;"> <div> <b>Customer No. 6449</b>             Mark I. Bowditch            Rothwell, Figg, Ernst &amp; Manbeck            1425 K Street, N.W., 8th &amp; 9th Floors            Washington, D.C. 20005            Phone: 202/783-6040         </div> <div style="text-align: right;">             Signature             Mark I. Bowditch            Name             40,315            Registration Number         </div> </div>					

2577-138A  
MIB:clw

3/pvth

ISOLATION AND CHARACTERIZATION OF A  
FIBER-SPECIFIC  $\beta$ -TUBULIN PROMOTER FROM COTTON

Technical Field

5 The present invention relates to the field of plant molecular biology, in particular to transgenic plants and promoters useful in creating transgenic plants, and more particularly to fiber-specific promoters.

Background of the Invention

10 Cotton is the most extensively used natural fiber in the textile industry. Annual production of cotton worldwide is over 100 million bales valued at 45 billion U.S. dollars. Although significant improvements have been made in quality and yield of the fibers by means of classical breeding in the past decades, the potential for further improving fiber properties through  
15 classical breeding is limited due to requirements for species compatibility and available traits. Genetic engineering provides novel approaches for further improving cotton by introducing genes to create new germplasms with highly desirable characteristics.

20 Cotton fibers (seed hairs) are single-cell trichomes that undergo rapid and synchronous elongation. Cortical microtubules provide spatial information necessary for the alignment of cellulose microfibrils that confine and regulate cell elongation [Giddings and Staehelin, 1991; Cyr and Palevitz, 1995; Fisher  
25 and Cyr, 1995]. Fiber development consists of four overlapping stages (i.e. initiation, primary cell wall formation, secondary

cell wall formation and maturation) [Basra and Malik, 1984]. Tubulins and actins may play functionally important roles in developing fiber cells. Mature fiber is a biological composite of cellulose, water, small quantities of proteins, pectins, hemicellulose, mineral substances, wax, small amounts of organic acids, sugars, and pigments that provides excellent wearability and aesthetics [Arthur, 1990; Basra and Malik, 1984; Ryser, 1985]. Many genes are required for the fiber differentiation and development. These genes are differentially expressed during different stages of the fiber development, and so far only a few of the genes involved in the biosynthesis of the large numbers of fiber-specific structural proteins, enzymes, polysaccharides, waxes or lignins have been identified [John and Crow, 1992; John, 1996a; Song and Allen, 1997; Ma et al., 1997; Kawai et al., 1998; Whittaker and Triplett, 1999]. These isolated genes may be considered as having potential application in cotton fiber improvement due to the character of their fiber-specific expression. For example, John has been using fiber-specific gene promoters to produce genetically engineering cotton for altered fibers [John, 1996b, 1997a, 1997b].

A promoter is a DNA fragment that determines temporal and spatial specificity of gene expression during plant and animal development. Many tissue-specific genes and their promoters were identified and isolated from a wide variety of plants and animals over the past decade, including some cotton tissue-specific genes and promoters (Loguerico et al., 1999; Kawai et al., 1998; Song and Allen, 1997; Ma et al., 1997; John, 1996a; Rinehart et al., 1996; Hasenfratz et al., 1995; John and Peterson, 1994; John and Crow, 1992). A few promoters have been shown to control gene expression in a fiber-specific manner in cotton (Rinehart et al., 1996; John, 1996a; John and Crow, 1992). Some plant tissue-specific promoters can be utilized to

express foreign proteins in specific tissues in a developmentally regulated pattern [John, 1996b, 1997a, 1997b].

#### Summary of the Invention

A fiber-specific gene (named CFTUB2), encoding  $\beta$ -tubulin, was isolated from cotton. The isolated complete CFTUB2 cDNA is 1.623 kb in length including 1.338 kb of open reading frame. Based on the CFTUB2 cDNA sequence, two CFTUB2 promoter fragments (1.433 kb and 0.984 kb) were isolated from cotton. The two CFTUB2 promoter fragments (1.3 and 0.9 kb) were fused with the GUS gene to construct gene expression vectors for analyzing the function of the promoter. Transgenic cotton and tobacco plants with the CFTUB2 promoter/GUS fusion genes were identified by Southern blot hybridization. In all the transgenic cotton plants studied, GUS activity was detected only in young fibers, but not in the flower organs such as anthers, petals and sepals, or in leaves and roots. This result, together with Northern blot analysis, indicates that the CFTUB2 promoter is fiber-specific in cotton. The promoter controls specific gene expression at the transcriptional level in cotton fibers. The isolated promoter may be used in improving cotton fibers to create new cotton varieties with high fiber quality and yield by gene manipulation.

#### Brief Description of the Figures

Figure 1 shows the nucleotide sequence of the cotton CFTUB2 gene cDNA (1623 bp; SEQ ID NO: 1).

Figure 2 shows the nucleotide sequence of the isolated 1433 bp CFTUB2 promoter fragment (SEQ ID NO: 2. The 984 bp fragment corresponds to nucleotides 449-1433 of this sequence.

Figure 3 shows constructs of the CFTUB2 promoter fused with the gus gene in expression vectors.

### Detailed Description

The CFTUB2 promoter is an active fiber-specific promoter in cotton. Results of a Northern blot analysis of cDNAs from a variety of cotton tissues showed that a cDNA clone comprising the CFTUB2 gene was strongly expressed in young fibers of 8 and 14 days postanthesis (DPA), and also expressed in young ovules of 4, 8 and 14 DPA, but less or not at all in other tissues. Sequencing of the cDNA clone revealed that it was 1623 bp in length containing a open reading frame of 1338 bp (Figure 1). Comparing the nucleotide and predicted polypeptide sequences of the cotton CFTUB2 with the data banks, it was found that the CFTUB2 cDNA shared 96%-98% homology at the amino acid level and over 78% homology at the nucleotide level with the known  $\beta$ -tubulin cDNAs and genes from other plants (such as Arabidopsis, tobacco, rice, soybean, maize, potato, carrot, etc.) [Liaud et al., 1992; Snustad et al., 1992; Villemur et al., 1994; Tonoike, et al., 1994; Taylor et al., 1994; Kang et al., 1994; Okamura et al., 1997; Chu et al., 1998; Okamura et al., 1999].

The transcripts of the CFTUB2 gene exhibited the highest accumulation in cotton young fibers of 8 DPA, and then there was a visible decrease in the accumulation of the gene products (mRNA) with further development of the fibers. Comparison of gene expression in different developmental stages of cotton ovules also showed that the gene transcripts accumulated more in 8 DPA ovules than in 4 and 14 DPA, and there was a gradual and visible decrease to an undetectable level in the accumulation of gene products with fiber development from 8 DPA to 28 DPA. This suggests that the gene is specifically expressed with a strict regulation at the transcriptional level during cotton fiber and ovule development, as with other cotton fiber-specific genes [Whittaker and Triplett, 1999; Shin and Brown, 1999; Kawai et

al., 1998; John, 1996a; Song and Allen, 1997; Ma et al, 1997; Rinehart et al., 1996; John and Crow, 1992].

Two fragments in the promoter region were isolated and cloned into pGEM-T vector, respectively. One fragment of the CFTUB2 promoter was 1433 bp in length (Figure 2), and another was 984 bp long. Both fragments functioned as active, fiber-specific promoters. The constructs of CFTUB2 promoter/GUS fusion gene were used to transform tobacco and cotton by Agrobacterium-mediated gene transfer, using the pBI121 vector containing CaMV35S promoter/GUS fusion as a positive control. Consistent with the results from Northern blot analysis, the GUS gene driven by CFTUB2 promoter specifically expressed in the young fibers, but not in other tissues, in all the 31 transgenic cotton plants studied, while the GUS activity was detected in all the tissues of positive control cotton plants (35S:GUS). A total of 36 transformed cotton plants were obtained and transplanted in soil to grow to maturation. Similarly, it was found that under the CFTUB2 promoter, GUS gene activity was only detected in the seeds in all of the 15 transgenic tobacco plants studied, suggesting the CFTUB2 promoter activity was also tissue-specific in tobacco (the cotton fiber, being an elongated hair of the seed coat, finds histological correspondence in the tobacco seed coat). This result, together with the above Northern blot analysis, indicates that the CFTUB2 promoter controls gene specific expression at the transcriptional level in cotton fibers.

Accordingly, one embodiment of the present invention is a fiber-specific promoter obtained from the cotton fiber  $\beta$ -tubulin gene CFTUB2.

Another embodiment of the present invention is a fiber-specific promoter comprising a 1433 kb active fragment of the cotton fiber CFTUB2 gene promoter.

Another embodiment of the present invention is a fiber-specific promoter comprising a 984 kb active fragment of the cotton fiber CFTUB2 gene promoter.

Still another embodiment of the present invention is a promoter that is cotton fiber-specific comprising an active fragment of the CFTUB2 promoter fragment of SEQ ID NO: 2. An active fragment is a sequence of shorter length than SEQ ID NO: 2 which still retains activity as a fiber-specific promoter in cotton. A fragment can comprise excisions, deletions, truncations or substitutions of the sequence of SEQ ID NO: 2, or a combination of these. A preferred active fragment is the fragment consisting of nucleotides 449-1433 of SEQ ID NO: 2.

The promoters of the present invention are useful in creating transgenic cotton having altered fiber characteristics. The use of the fiber-specific promoters of the present invention permits selective expression of a transgene in the cotton fiber, permitting greater latitude in the types of transgenes employed. Selective expression avoids problems such as the metabolic burden imposed on a transgenic plant by systemic expression of a transgene, or the adverse effects of the expression of a transgene in non-fiber tissues. Examples for expressing desirable genes in cotton fiber, but not in other parts of the cotton plants include: (1) anthocynin genes for colored cotton, (2) silk protein genes from silk worm or spiders for increased strength of cotton fiber, (3) and biosynthesis of polyhydroxybutrate in cotton fiber for improved thermal properties and insulating characteristics [John, et al., 1996]. There are numerous examples in the art of fiber-enhancing genes that could be advantageously linked to the promoters of the present invention, and used to transform cotton using well-known techniques (see, e.g., Umbeck, 1992), to achieve expression of



the transgene in transgenic cotton fibers. See e.g., John, 1996b, 1997a, 1997b; John et al., 1996.

EXAMPLE 1: Isolation of fiber-specific cDNA encoding CFTUB2 sequences expressed early during fiber development of cotton

Cotton seeds were surface-sterilized with 70% ethanol for 30-60 seconds and 10% H<sub>2</sub>O<sub>2</sub> for 30-60 minutes, followed by washing with sterile water. The seeds germinated on ½ MS medium on light at 28°C in a culture room, and cotyledons and hypocotyls cut from sterile seedlings were used as transformation explant materials. Cotton plants were grown in pots for DNA and RNA extraction.

Total RNA was extracted from young fibers, ovaries, anthers, petals, sepals, leaves and roots of cotton by using the guanidinium thiocyanate method or SV Total RNA Isolation System (Promega). Poly(A)+RNA was purified by using oligo(dT)-cellulose spin columns from an mRNA purification kit (Pharmacia Biotech). Cotton cDNA was synthesized by using a cDNA synthesis kit (Pharmacia Biotech). Cotton cDNA libraries were constructed by inserting the cDNA fragments into the ZAP express vector (Stratagene).

Poly(A)+ RNAs from cotton young fibers of about 8 and 14 days postanthesis (DPA), respectively, were converted to cDNAs which were used to construct cotton cDNA libraries. From the fiber cDNA libraries, about 200 cDNA clones were randomly picked out and subsequently sequenced. Some clones with potential involvement in cell expansion were selected according to the sequence data.

To find cDNA clones whose transcripts are specifically expressed in cotton fibers, the expression pattern of the

selected cDNA clones was analyzed by Northern blot hybridization with total RNAs isolated from cotton fibers, ovules, anthers, petals, sepals, squares, leaves and roots, using probes from the clones. RNA samples from the different cotton tissues were  
5 separated on agarose-formaldehyde gels, and transferred onto Hybond-N nylon membranes by capillary blotting. RNA Northern blots were hybridized in ExpressHyb solution (Clontech) at 68°C with <sup>32</sup>P cDNA probes prepared by random labeling (Promega Prime-a-Gene Labeling System). After hybridization, the blots  
10 were washed at 68°C in 0.1 x SSC, 0.5% SDS for 30-60 minutes. The experimental results showed that one cDNA clone strongly expressed in young fibers of 8 and 14 DPA, and also expressed in young ovules of 4, 8 and 14 DPA, but less or not at all in other tissues.

15 PCR fragments and cDNA fragments were subcloned into vectors, and plasmid DNA prepared with a Qiagen plasmid kit was used as templates in PCR reactions. The PCR products were sequenced by autosequencer. Sequencing of the cDNA clone revealed that it was 1623 bp in length containing a open reading  
20 frame of 1338 bp, and identical to the  $\beta$ -tubulin gene (Figure 1). This is the first CFTUB2 cDNA clone isolated from cotton. Comparing the nucleotide and predicted polypeptide sequences of the cotton CFTUB2 with the data banks, it was found that the CFTUB2 cDNA shared 96%-98% homology at the amino acid level and  
25 over 78% homology at the nucleotide level with the known  $\beta$ -tubulin cDNAs and genes from other plants (such as Arabidopsis, tobacco, rice, soybean, maize, potato, carrot, etc.) [Liaud et al., 1992; Snustad et al., 1992; Villemur et al, 1994; Tonoike, et al., 1994; Taylor et al., 1994; Kang et al.,  
30 1994; Okamura et al., 1997; Chu et al., 1998; Okamura et al., 1999].

Total RNAs from different tissues of cotton were used to reverse-transcribe first-strand cDNAs which were used as templates in differential display PCR reactions. Differential display analysis was carried out by using a differential display kit (Clontech). First-strand cDNA was synthesized with 2 pg total RNA as starting materials of reverse transcription and oligo(dT) as primers at 42°C for 1 hour. Differential display PCR reactions were carried out with a initial cycle consisting of 94°C for 5 minutes, 40°C for 5 minutes and 68°C for 5 minutes, followed by two cycles consisting of 94°C for 2 minutes and 40°C for 5 minutes and 68°C for 5 minutes, and then 25 cycles consisting of 94°C for 1 minute and 60°C for 1 minute and 68°C for 2 minutes, and a final extension at 68°C for 7 minutes. Target differential display bands were excised and reamplified for further analysis. Reproducible fiber-specific differential display products were targeted for further analysis. The cDNA in each target band was harvested and regenerated by PCR amplification. The isolated cDNA was subsequently subcloned into vectors and sequenced.

The Northern blot analysis showed that the transcripts of the CFTUB2 gene exhibited a highest accumulation in cotton young fibers of 8 DPA, and then there was a visible decrease in the accumulation of the gene products (mRNA) with further development of the fibers. Comparison of gene expression in different developmental stages of cotton ovules also showed that the gene transcripts accumulated more in 8 DPA ovules than in 4 and 14 DPA, and there was a gradual and visible decrease to an undetectable level in the accumulation of gene products with fiber development from 8 DPA to 28 DPA. This suggests that the gene is specifically expressed with a strict regulation at the transcriptional level during cotton fiber and ovule development, as seen with other cotton fiber-specific genes [Whittaker and

Triplett, 1999; Shin and Brown, 1999; Kawai et al., 1998; John, 1996a; Song and Allen, 1997; Ma et al, 1997; Rinehart et al., 1996; John and Crow, 1992].

Example 2: Isolation of the CFTUB2 promoter

5           Based on the screened CFTUB2 cDNA sequence, the CFTUB2 promoter was isolated from cotton Genome Walker libraries by Genome Walker PCR.

10           Total DNA was extracted and purified from leaves of cotton plants by using the following method. Liquid N<sub>2</sub> was added to 4 g of leaf tissues, and the leaves were homogenized thoroughly. 20 ml ice-cold extraction buffer (63 g/L glucose, 0.1 M Tris.HCl (pH 8.0), 5 mM EDTA, 20 g/L PVP-40, 1 g/L DIECA, 1 g/L ascorbic acid, 2ml/L, betamercaptoethanol) was added to the homogenized tissues in a 50 ml tube and centrifuged at 2500 rpm for 15 minutes. After removing the supernatant, 10 ml lysis buffer was added to each tube. The resuspended pellets were incubated at 65°C for 30 minutes. 10 ml chloroform was added to each tube, mixed with the samples and centrifuged at 3500 rpm for 10 minutes. The supernatant was transferred to a clean tube, and chloroform extraction was repeated one more time. The supernatant was transferred to a clean tube, and 0.6 volume isopropanol was added to each tube for DNA precipitation. After centrifuging at 3500 rpm for 30 minutes, the DNA was washed with 70% ethanol. The isolated genomic DNA was then dissolved in sterile water or TE (10 mM Tris.HCl, 1 mM EDTA) for use.

25           Cotton genomic DNA libraries were constructed from leaves of cotton plants. DNA was partially digested with BamH I, and the DNA fragments were cloned in the *BamH* I site of the ZAP expression vector (Stratagene).

30           Genome Walker libraries were constructed by using Universal Genome Walker kit (Clontech). Genomic DNA from leaves

of cotton plants was digested with five restriction enzymes respectively, and then purified by phenol/chloroform and precipitated by ethanol. Digested DNA was ligated to Genome Walker adaptors. Two rounds of Genome Walker PCR reactions were carried out successively. 1 µl of each Genome Walker DNA library was used as templates in the primary PCR, and the primary PCR products were used as templates in secondary PCR. The PCR was started at 95°C for 1 minute, followed by 35 cycles consisting of 95°C for 15 seconds and 68°C for 4 minutes, and a final extension at 68°C for 6 minutes. Target PCR bands were cut out and purified by Geneclean kit (Bio 101).

Two fragments in the promoter region were isolated and cloned into pGEM-T vector, respectively. One fragment of the CFTUB2 promoter was 1433 bp in length Figure 2, and another was 984 bp long. Figure 2. A Hind III site and a BamH I site were created at the 5'-end and 3'-end of the 0.9 kb CFTUB2 promoter fragment of cotton respectively by PCR method. The Hind III/BamH I fragment was initially subcloned into pGEM-T vector (Promega). Plasmid DNA containing the CFTUB2 promoter fragment was digested with Hind III and BamH I, and the digested fragment was isolated by agarose gel electrophoresis. A chimeric CFTUB2 promoter/GUS construct was generated by insertion of the fragment, replacing CaMV 35S promoter, into the Hind III/BamH I sites of pBI121 vector.

The 1.3 kb of BamH I/BamH I CFTUB2 promoter fragment was initially subcloned into the pGEM-T vector (Promega). Plasmid DNA containing the CFTUB2 promoter fragment was digested with BamH I, and the digested fragment was isolated by agarose gel electrophoresis. A chimeric CFTUB2 promoter/GUS construct was generated by insertion of the fragment into the BamH I site of pBI101 vector.

Example 3: Functional analysis of the CFTUB2 promoter

In order to characterize the function of CFTUB2 promoter in fiber-specific expression of the CFTUB2 gene, a 1.3 kb of fragment and a 0.9 kb of fragment of the CFTUB2 promoter were fused with gus coding sequence in the gene expression vector pBI101 or pBI121 (deleting CaMV35S promoter), respectively (Figure 3). The constructs of CFTUB2 promoter/GUS fusion gene were used to transform tobacco and cotton by Agrobacterium-mediated gene transfer, using the pBI121 vector containing CaMV35S promoter/GUS fusion as a positive control. The CaMV35S promoter is active in all the tissues of cotton and other plants and is a constitutive promoter [Odell et al., 1985; Ow et al., 1987; McCabe and Martinell, 1993]. A binary vector containing either a CFTUB2 promoter/GUS fusion gene or the CaMV35S promoter/GUS control control was transferred into Agrobacterium tumefaciens strain LBA 4404. Cotton explants for transformation were obtained from cotton seedlings grown as in Example 1. Tobacco explant material was obtained from tobacco seedlings. Tobacco seeds were surface-sterilized with 70% ethanol for 30-60 seconds and 0.1% HgCl<sub>2</sub> for 15 minutes, followed by washing with sterile water. The seeds germinated on ½ MS medium on light at 28°C in culture room, and leaves cut from sterile seedlings for use as explants for transformation. Cotton cotyledon and hypocotyl explants and tobacco leaf explants were transformed by the Agrobacterium with the vectors, and transformed plants were transplanted to soil in greenhouse for growing to maturity.

Tobacco leaves were cut into about 2x2 cm pieces, and immersed in Agrobacterium suspension for 5 minutes. The infected tobacco explants were cultivated on MS medium with 1 mg/L 6-BA for 48 hours at 28°C, and then transferred onto selection MS medium containing 100 mg/L kanamycin and 1 mg/L 6-

BA for 20-30 days for selecting transformed shoots (kanamycin-resistant shoots). The transformed shoots were cut from the calli and rooted on MS medium with 50-100 mg/L kanamycin. The transformed tobacco plants were transplanted to soil in greenhouse for growing to maturity.

The cotyledon and hypocotyl were used as explants for cotton transformation. Cotton seeds were surface-sterilized with 70% ethanol for 30 seconds and 10% H<sub>2</sub>O<sub>2</sub> for 60 minutes, followed by washing with steril water. These seeds were incubated in the sterile water at 28°C. After over night, the seeds sprouted. The embryos were taken out and put on the IM medium (1/2 {MS (macronutrients, micronutrients, EDTA-Fe) + VB1 10mg/L + VB6 1mg/L + VPP 1mg/L + Myo-Insitol 100mg/L} + phytoigel 2g/L pH = 6.4) at 28°C for 7 days. The cotyledon and hypocotyl of cotton were used as explants for transformation. After cutting into 5 mm<sup>2</sup> (mm) piece, the explants were soaked in the Agrobacterium tumefaciens strain LBA 4404 suspension (OD<sub>600</sub> = 0.2 - 0.4) for 15 minutes. Then the explants were put on CM medium (MS (macronutrients, micronutrients, EDTA-Fe) + VB1 10mg/L + VB6 1mg/L + VPP 1mg/L + Myo-Instiol 100mg/L + 2.4-D 0.1mg/L + KT 0.1mg/L + Glucose 30g/L + MgCl<sub>2</sub> 0.7mg/L + phytoigel 2g/L pH = 6.4) at 24°C for 2 days. After washing with liquid MS medium, the explants were put on the SM medium (MS (macronutrients, micronutrients, EDTA-Fe) + VB1 10mg/L + VB6 1mg/L + VPP 1mg/L + Myo-Insitol 100mg/L + 2.4-D 0.1mg/L + KT 0.1mg/L + Glucose 30g/L + MgCl<sub>2</sub> 0.7mg/L + phytoigel 2g/L + Kanamycin 50mg/L + Cefutoxime 200mg/L pH = 6.4) on light at 28°C in culture room for selecting and the subculture was per month. After 2-3 months subculturing on SM, the calli were induced from explants. The calli were transferred on DM medium (MS (macronutrients, micronutrients, EDTA-Fe) + VB1 10mg/L + VB6 1mg/L + VPP 1mg/L + Myo-Insitol 100mg/L + KNO<sub>3</sub> 19g/L + MgCl<sub>2</sub>

0.7mg/L + Glucose 30g/L + phytoigel 3g/L pH = 6.4) and subcultured per month. After about 5 months, the somatic embryos begin to form. Continuing to culture the young embryos on DM medium until they develop into maturity. The mature embryos were transferred on GM medium (1/2 MS (macronutrients, micronutrients, EDTA-Fe) + VB1 10mg/L + VB6 1mg/L + VPP 1mg/L + Myo-Inositol 100mg/L) + NAA 0.01mg/L + Glucose 30g/L + phytoigel 3.5g/L pH = 6.4) in the box for developing into plantlets. And then the plantlets were transplanted in the soil for the plant growing and collecting the transgenic seeds.

Transgenic tobacco and cotton plants possessing the chimeric CFTUB2 promoter/GUS gene (or 35S:GUS gene), and non-transformed plants as negative controls, were analyzed by DNA Southern blot hybridization and by GUS histochemical assay. Total genomic DNA from cotton and tobacco leaves were digested with restriction enzymes, separated on agarose gels, and transferred onto Hybond-N nylon membranes by capillary blotting. DNA Southern blots were hybridized in ExpressHyb solution (Clontech) at 68°C with <sup>32</sup>P-DNA probes prepared by random labeling (Promega Prime-a-Gene Labeling System). After hybridization, the blots were washed at 68°C in 0.1 x SSC, 0.5% SDS for 30-60 minutes. The <sup>32</sup>P-labeled nylon membranes were exposed to X-ray film at - 70°C for autoradiography. The results of Southern blot analysis demonstrated that CFTUB2 promoter/GUS gene was integrated into tobacco and cotton genomes. Total of 325 transformed cotton plants, which belong to 31 transformed lines, were obtained and transplanted in soil to grow to maturation.

Histochemical assays for GUS activity in transgenic tobacco and cotton plants were conducted according to the protocol described previously by Jefferson et al. (1987) with some modifications. Fresh tissues from the plants were incubated



in X-gluc (5-bromo-4-chloro-3-indolylglucuronide) solution consisting of 0.1 M sodium phosphate (pH 7.0), 10 mM ethylene diaminetetraacetic acid (EDTA), 0.5 mM potassium ferrocyanide and 0.5 mM potassium ferricyanide, and 0.1 % X-gluc (Clontech chemical) overnight. The stained plant materials were then cleared and fixed by rinsing with 100% and 70% ethanol successively, and the samples were examined and photographed directly or under a microscope. Consistent with the results from Northern blot analysis, the GUS gene driven by CFTUB2 promoter specifically expressed in the young fibers, but not in other tissues, in all the 31 transgenic cotton plants studied, while the GUS activity was detected in all the tissues of positive control cotton plants (35S:GUS). A total of 36 transformed cotton plants were obtained and transplanted in soil to grow to maturity, all of which had detectable GUS activity only in the young fibers, not in the flower organs such as anthers, petals and sepals, or in leaves and roots. Similarly, it was found that under the CFTUB2 promoter, GUS gene activity was only detected in the seeds in all of the 15 transgenic tobacco plants studied, suggesting the CFTUB2 promoter activity was also tissue-specific in tobacco. This result, together with the above Northern blot analysis, indicates that the CFTUB2 promoter controls gene specific expression at the transcriptional level in cotton fibers.

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We claim:

- 1 1. A promoter that is cotton fiber-specific, comprising the  
2 promoter of the cotton  $\beta$ -tubulin gene CFTUB2.
- 1 2. A promoter that is cotton fiber-specific, comprising a  
2 1433 kb fragment of the promoter of the cotton  $\beta$ -tubulin  
3 gene CFTUB2 having the sequence of SEQ ID NO: 2.
- 1 3. A promoter that is cotton fiber-specific, comprising a  
2 984 kb fragment of the promoter of the cotton  $\beta$ -tubulin  
3 gene CFTUB2 having the sequence of nucleotides 449-1433  
4 of SEQ ID NO: 2.

ABSTRACT

The present invention relates to a cotton  $\beta$ -tubulin gene CFTUB2, and active fragments thereof. These promoters show strong fiber-specific activity.



2577-138  
MIB:clw

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of )  
Lin CAI et al. )  
Serial No. 10/089,543 ) Examiner:  
Filed: April 1, 2002 ) Group Art Unit:  
For: ISOLATION AND CHARACTERIZATION  
OF A FIBER-SPECIFIC B-TUBULIN  
PROMOTER FROM COTTON

SUBMISSION OF SEQUENCE LISTING

Assistant Commissioner for Patents  
Washington, D.C. 20231

Dear Sir:

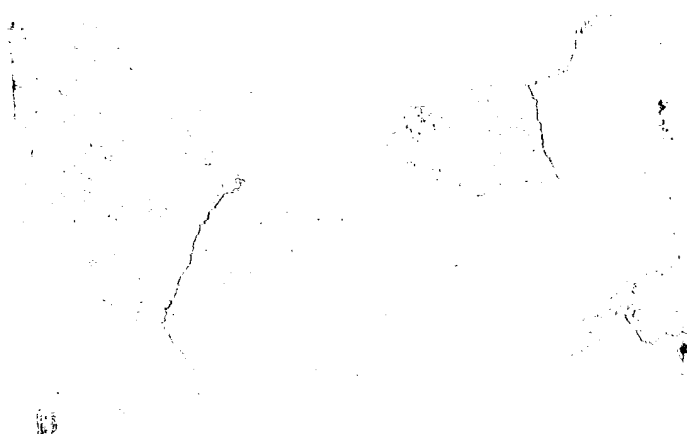
Attached is a paper copy and a computer readable copy of a Sequence Listing in the above-referenced application. Applicants certify that the sequence listing information recorded in computer readable form is identical to the paper copy of the sequence listing and contains no new matter.

Respectfully submitted,

By



Mark I. Bowditch  
Attorney for Applicants  
Registration No. 40,315  
ROTHWELL, FIGG, ERNST & MANBECK, p.c.  
Suite 800, 1425 K Street, N.W.  
Washington, D.C. 20005  
Telephone: (202) 783-6040



## SEQUENCE LISTING

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 Liu, Jian-Wei

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Inventor: Lin CAI et al.  
ISOLATION AND CHARACTERIZATION OF A FIBER-SPECIFIC  
 $\beta$ -TUBULIN PROMOTER FROM COTTON  
Docket No. 2577-138

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Fig. 1

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ISOLATION AND CHARACTERIZATION OF A FIBER-SPECIFIC  
 $\beta$ -TUBULIN PROMOTER FROM COTTON  
Docket No. 2577-138

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Fig. 2

Inventor: Lin CAI et al.  
ISOLATION AND CHARACTERIZATION OF A FIBER-SPECIFIC  
 $\beta$ -TUBULIN PROMOTER FROM COTTON  
Docket No. 2577-138

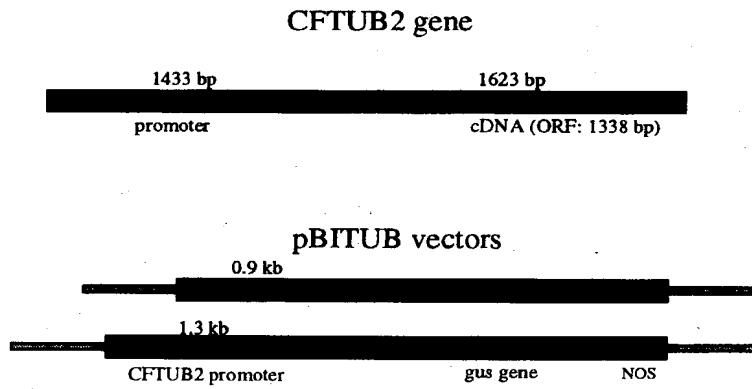


Fig. 3



## SEQUENCE LISTING

<110> Cai, L.  
Li, X. B.  
Chen, N. H.  
Liu, J. W.

<120> Isolation and Characterization of a Fiber-Specific  
Beta-Tubulin Promoter from Cotton

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<p align="center"><b>DECLARATION AND POWER OF ATTORNEY FOR UTILITY OR DESIGN PATENT APPLICATION (37 CFR 1.63)</b></p> <p><input type="checkbox"/> Declaration Submitted with Initial Filing      <input checked="" type="checkbox"/> Declaration Submitted after Initial Filing</p>	Attorney Docket No.	2577-138
	First Named Inventor	Lin Cai
	COMPLETE IF KNOWN	
	Application Number	PCT/SG00/00111
	Filing Date	August 1, 2000
	Group Art Unit	Unassigned
	Examiner Name	Unassigned

As a below named inventor, I hereby declare that:

My residence, mailing address, and citizenship are as stated below next to name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled: **ISOLATION AND CHARACTERIZATION OF A FIBER-SPECIFIC  $\beta$ -TUBULIN PROMOTER FROM COTTON**, the specification of which is was filed on August 1, 2000 as PCT International Application Number PCT/SG00/00111 and was amended on .

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Numbers	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached?	
			<input type="checkbox"/> <input type="checkbox"/>	<input type="checkbox"/> <input type="checkbox"/>	<input type="checkbox"/> <input type="checkbox"/>


I hereby claim the benefit under 35 U.S.C. 119(e) of any United States provisional application(s) listed below.

Application Number(s)	Filing Date (MM/DD/YYYY)

I or we hereby appoint the registered practitioner(s) associated with Customer No. **6449** to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith. Direct all correspondence to Customer Number 6449.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

<b>NAME OF SOLE OR FIRST INVENTOR:</b>		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name <u>Lin</u> (first and middle [if any])		Family Name <u>CAI</u> or Surname	
Inventor's Signature <u>Car Lin</u>		Date <u>12-04-2002</u>	
Residence: City	State	Country Singapore	Citizenship China
Mailing Address <u>Blk 715, #07-79, Clementi West St. 2, Singapore 120715</u>			
<b>NAME OF SECOND INVENTOR:</b>		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name <u>Xuebao</u> (first and middle [if any])		Family Name <u>LI</u> or Surname	
Inventor's Signature <u>Li Xuebao</u>		Date <u>12-04-2002</u>	
Residence: City	State	Country Singapore	Citizenship China
Mailing Address <u>50 West Coast Crescent, #04-04, Westbay Condominium, Singapore 128035</u>			
<b>NAME OF THIRD INVENTOR:</b>		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name <u>Ninghui</u> (first and middle [if any])		Family Name <u>CHENG</u> or Surname	
Inventor's Signature		Date	
Residence: City <u>Houston</u>	State <u>TX</u>	Country <u>U.S.A.</u>	Citizenship <u>China</u>
Mailing Address <u>7490 Brompton Road, Apt. 128, Houston, TX 77025</u>			
City <u>Houston</u>	State <u>TX</u>	Zip <u>77025</u>	Country <u>U.S.A.</u>
<b>NAME OF FOURTH INVENTOR:</b>		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name <u>Jian-Wei</u> (first and middle [if any])		Family Name <u>LIU</u> or Surname	
Inventor's Signature		Date	
Residence: City	State	Country Singapore	Citizenship Singapore
Mailing Address <u>8 Toh Yi Drive, #03-299, Singapore 590008</u>			

<b>NAME OF SOLE OR FIRST INVENTOR:</b>		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name Lin (first and middle [if any])		Family Name CAI or Surname	
Inventor's Signature		Date	
Residence: City	State	Country Singapore	Citizenship China
Mailing Address Blk 715, #07-79, Clementi West St. 2, Singapore 120715			
<b>NAME OF SECOND INVENTOR:</b>		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name Xuebao (first and middle [if any])		Family Name LI or Surname	
Inventor's Signature		Date	
Residence: City	State	Country Singapore	Citizenship China
Mailing Address 50 West Coast Crescent, #04-04, Westbay Condominium, Singapore 128035			
<b>NAME OF THIRD INVENTOR:</b>		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name Ninghui (first and middle [if any])		Family Name CHENG or Surname	
Inventor's Signature 		Date 4/18/02	
Residence: City Houston	State TX TX	Country U.S.A.	Citizenship China
Mailing Address 7490 Brompton Road, Apt. 128, Houston, TX 77025			
City Houston	State TX	Zip 77025	Country U.S.A.
<b>NAME OF FOURTH INVENTOR:</b>		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name Jian-Wei (first and middle [if any])		Family Name LIU or Surname	
Inventor's Signature		Date	
Residence: City	State	Country Singapore	Citizenship Singapore
Mailing Address 8 Toh Yi Drive, #03-299, Singapore 590008			

NAME OF SOLE OR FIRST INVENTOR:		[ ] A petition has been filed for this unsigned inventor	
Given Name Lin (first and middle [if any])		Family Name CAI or Surname	
Inventor's Signature		Date	
Residence: City	State	Country Singapore	Citizenship China
Mailing Address Blk 715, #07-79, Clementi West St. 2, Singapore 120715			
NAME OF SECOND INVENTOR:		[ ] A petition has been filed for this unsigned inventor	
Given Name Xuebao (first and middle [if any])		Family Name LI or Surname	
Inventor's Signature		Date	
Residence: City	State	Country Singapore	Citizenship China
Mailing Address 50 West Coast Crescent, #04-04, Westbay Condominium, Singapore 128035			
NAME OF THIRD INVENTOR:		[ ] A petition has been filed for this unsigned inventor	
Given Name Ninghui (first and middle [if any])		Family Name CHENG or Surname	
Inventor's Signature		Date	
Residence: City Houston	State TX	Country U.S.A.	Citizenship China
Mailing Address 7490 Brompton Road, Apt. 128, Houston, TX 77025			
City Houston	State TX	Zip 77025	Country U.S.A.
NAME OF FOURTH INVENTOR:		[ ] A petition has been filed for this unsigned inventor	
Given Name Jian-Wei (first and middle [if any])		Family Name LIU or Surname	
Inventor's Signature		Date April 17, 2002	
Residence: City	State	Country Singapore	Citizenship Singapore
Mailing Address 8 Toh Yi Drive, #03-299, Singapore 590008			